

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Tom Davis for Congress and Mary Jane ) MUR 5958  
Sargent, in her official capacity as )  
treasurer )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby  
certify that on December 11, 2008, the Commission decided by a vote of 5-0 to  
take the following actions in MUR 5958:

1. Dismiss as a matter of prosecutorial discretion the allegation that Tom Davis for Congress and Mary Jane Sargent, in her official capacity as treasurer violated 2 U.S.C. § 441d(a) and issue an admonishment.
2. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated April 18, 2008.
3. Approve the appropriate letter.
4. Close the file.

Commissioners Bauerly, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision. Commissioner McGahn II recused himself with respect to this matter and did not vote.

Attest:

December 11, 2008  
Date

Mary W. Dove  
Mary W. Dove  
Secretary of the Commission

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